

CERTIFICATION OF ENROLLMENT

SUBSTITUTE HOUSE BILL 1414

Chapter 179, Laws of 1995

54th Legislature
1995 Regular Session

WORKERS' COMPENSATION--ACTING IN COURSE OF EMPLOYMENT--EXCEPTION

EFFECTIVE DATE: 7/23/95

Passed by the House March 8, 1995
Yeas 98 Nays 0

CLYDE BALLARD

**Speaker of the
House of Representatives**

Passed by the Senate April 7, 1995
Yeas 40 Nays 0

JOEL PRITCHARD

President of the Senate

Approved May 1, 1995

MIKE LOWRY

Governor of the State of Washington

CERTIFICATE

I, Timothy A. Martin, Chief Clerk of the House of Representatives of the State of Washington, do hereby certify that the attached is **SUBSTITUTE HOUSE BILL 1414** as passed by the House of Representatives and the Senate on the dates hereon set forth.

TIMOTHY A. MARTIN

Chief Clerk

FILED

May 1, 1995 - 11:20 a.m.

**Secretary of State
State of Washington**

SUBSTITUTE HOUSE BILL 1414

Passed Legislature - 1995 Regular Session

State of Washington

54th Legislature

1995 Regular Session

By House Committee on Commerce & Labor (originally sponsored by Representatives Conway, Lisk, Chandler, Fuhrman, Goldsmith, Cole and Romero)

Read first time 03/01/95.

1 AN ACT Relating to the definition of "acting in the course of
2 employment" for industrial insurance; and amending RCW 51.08.013.

3 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF WASHINGTON:

4 **Sec. 1.** RCW 51.08.013 and 1993 c 138 s 1 are each amended to read
5 as follows:

6 (1) "Acting in the course of employment" means the worker acting at
7 his or her employer's direction or in the furtherance of his or her
8 employer's business which shall include time spent going to and from
9 work on the jobsite, as defined in RCW 51.32.015 and 51.36.040, insofar
10 as such time is immediate to the actual time that the worker is engaged
11 in the work process in areas controlled by his or her employer, except
12 parking area. It is not necessary that at the time an injury is
13 sustained by a worker he or she is doing the work on which his or her
14 compensation is based or that the event is within the time limits on
15 which industrial insurance or medical aid premiums or assessments are
16 paid.

17 (~~The term~~) (2) "Acting in the course of employment" does not
18 include:

1 (a) Time spent going to or coming from the employer's place of
2 business: ((+a)) (i) In commuter ride sharing, as defined in RCW
3 46.74.010(1), notwithstanding any participation by the employer in the
4 ride-sharing arrangement; or ((+b)) (ii) on a public transport system
5 using a pass provided in whole or part by the employer.

6 (b) An employee's participation in social activities, recreational
7 or athletic activities, events or competitions, and parties or picnics,
8 whether or not the employer pays some or all of the costs thereof,
9 unless: (i) The participation is during the employee's working hours,
10 not including paid leave; (ii) the employee was paid monetary
11 compensation by the employer to participate; or (iii) the employee was
12 ordered or directed by the employer to participate or reasonably
13 believed the employee was ordered or directed to participate.

Passed the House March 8, 1995.

Passed the Senate April 7, 1995.

Approved by the Governor May 1, 1995.

Filed in Office of Secretary of State May 1, 1995.